

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Toru Mizutani et al.

Application No. 10/727,674

Filed: December 4, 2003

For: GEL ELECTROLYTE BATTERY

Examiner: GOFF II, John L.

Group Art Unit: 1791

Confirmation No.: 8467

Customer No.: 26263

MAIL STOP AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

SUPPLEMENTAL RESPONSE TO AUGUST 4, 2008 FINAL OFFICE ACTION

Dear Sir:

An Amendment in response to the Final Office Action mailed August 4, 2008 was filed on January 5, 2009.

In the Amendment, Applicants noted that *Hatta* is not a proper 35 U.S.C. §103(a) reference, because the present application, which claims foreign priority to Japanese application 2000-081860 filed March 17, 2000, predates *Hatta*'s PCT publication date of May 11, 2000. In the amendment of January 5, 2009, Applicants' submitted a translation of Japanese application 2000-081860.

Applicants submit herewith the certified translation of Japanese Application Nos. 2000-081860.